

PROB 12C
(04/08)

May 15, 2014
pacts id: 218955

AMENDED

**UNITED STATES DISTRICT COURT
FOR THE
SOUTHERN DISTRICT OF CALIFORNIA**

AMENDED

Petition for Warrant or Summons for Offender Under Supervision

Name of Offender: Lizbeth Baucer (English)

Dkt No.: 08CR00776-001-BTM

Reg. No.: 07251-298

Name of Sentencing Judicial Officer: The Honorable Barry Ted Moskowitz, Chief U.S. District Judge

Original Offense: 21 U.S.C. §§ 952 and 960, Importation of Marijuana, a Class D felony.

Date of Sentence: June 7, 2013

Sentence: Continued on supervised release; conditions modified to include that the supervised release term be extended for six months and that Ms. Baucer participate in a residential drug treatment program (CRASH).
(*Special Conditions: Refer to Judgment and Commitment Order.*)

Type of Supervision: Supervised Release

Date Supervision Commenced: September 11, 2013

Asst. U.S. Atty.: Lara A. Stingley

Defense Counsel: Sandra Hourani
(Appointed)
(619) 234-8467

Prior Violation History: Yes. See prior court correspondence.

PETITIONING THE COURT

TO AMEND THE ORIGINAL ORDER TO SHOW CAUSE DATED, APRIL 4, 2014, TO INCLUDE THE FOLLOWING ALLEGATION

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The probation officer believes that the offender has violated the following condition(s) of supervision:

CONDITION(S)

ALLEGATION(S) OF NONCOMPLIANCE

(Special Condition)

The defendant shall enter and successfully complete CRASH inpatient drug treatment program.

2. On or about March 6, 2014, Ms. Baucer failed to enter CRASH inpatient drug treatment program as directed by the probation officer on March 5, 2014.

(Standard Condition)

Answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.

(mv8)

Grounds for Revocation: On March 5, 2014, Ms. Baucer appeared before the Court for violation proceedings. On this date, the Court found her in violation and modified conditions of supervised release to include that she enter and successfully complete CRASH inpatient drug treatment program. At this hearing, the Court was notified that arrangements had been made for Ms. Baucer to report to CRASH on March 6, 2014. Ms. Baucer was directed to report to CRASH and affirmed with the probation officer and the Court that she would report as directed. She subsequently failed to report to CRASH and her current whereabouts is unknown.

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AMENDED

VIOLATION SENTENCING SUMMARY

AMENDED

SUPERVISION ADJUSTMENT

Please refer to the violation report dated April 4, 2014, for information regarding the offender's adjustment to supervision.

OFFENDER PERSONAL HISTORY/CHARACTERISTICS

Please refer to the violation report dated April 4, 2014, for information regarding the offender's personal history and characteristics.

SENTENCING OPTIONS/RECOMMENDATIONS

The additional violation noted in this amended petition constitutes the same grade of violation as reported in the Petition dated April 4, 2014 (Grade C). There is no impact on the revocation imprisonment range of 6 to 12 months, and the sentencing recommendation remains the same. It is recommended that supervised release be revoked and a sentence of nine months custody be imposed with a six month term of supervised release to follow, to include the same terms and conditions as previously imposed.

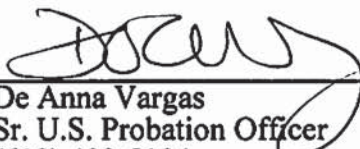
I declare under penalty of perjury that the foregoing is true and correct.


Executed on: May 15, 2014

Respectfully submitted:
DAVID J. SULTZBAUGH
CHIEF PROBATION OFFICER

Reviewed and approved:

by


De Anna Vargas
Sr. U.S. Probation Officer
(619) 409-5104


Julia Jauregui
Supervising U.S. Probation Officer

PROB12CW

May 15, 2014

AMENDED**AMENDED****VIOLATION SENTENCING SUMMARY**

1. **Defendant:** Baucer, Lizbeth
2. **Docket No. (Year-Sequence-Defendant No.):** 08CR00776-001-BTM
3. **List Each Violation and Determine the Applicable Grade (See USSG § 7B1.1):**

<u>Violation(s)</u>	<u>Grade</u>
<u>failure to report for drug testing as required (allegation 1)</u>	<u>C</u>
<u>failure to report to CRASH drug treatment program (allegation 2)</u>	<u>C</u>
<u>failure to follow instructions of the probation officer (allegation 2)</u>	<u>C</u>
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4. **Most Serious Grade of Violation (See USSG § 7B1.1(b))** [C]
5. **Criminal History Category (See USSG § 7B1.4(a))** [IV]
6. **Range of Imprisonment (See USSG § 7B1.4(a))** [6 to 12 months]

7. **Unsatisfied Conditions of Original Sentence:** List any restitution, fine, community confinement, home detention, or intermittent confinement previously imposed in connection with the sentence for which revocation is ordered that remains unpaid or unserved at the time of revocation (See USSG § 7B1.3(d)):

Restitution (\$)	<u> </u>	Community Confinement	<u> </u>
Fine(\$)	<u> </u>	Home Detention	<u> </u>
Other	<u> </u>	Intermittent Confinement	<u> </u>

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THE COURT ORDERS:

☒ THE ORIGINAL ORDER TO SHOW CAUSE DATED APRIL 4, 2014, BE AMENDED TO INCLUDE THE ABOVE ADDITIONAL ALLEGATION.

☒ Other The Court finds probable cause as to above
allegation

Barry Ted Moskowitz
The Honorable Barry Ted Moskowitz
Chief U.S. District Judge

5-20-2014
Date

if

order of us consolidated chief of court
reapella

2-20-2014

ST-1000